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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/723,960	11/28/2000	John Edward Cronin	IPCG-043	8198

7590 11/23/2005

Attention: Aliko K. Collins, Ph.D.
IPCapitalGroup, Inc.
400 Cornerstone Drive, Suite 325
Williston, VT 05495

EXAMINER

DODDS, HAROLD E

ART UNIT PAPER NUMBER

2168

DATE MAILED: 11/23/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Advisory Action
Before the Filing of an Appeal Brief**

Application No. 09/723,960	Applicant(s) CRONIN ET AL.	
Examiner Harold E. Dodds, Jr.	Art Unit 2168	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 08 November 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. ☐ The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);
(b) ☐ They raise the issue of new matter (see NOTE below);
(c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
(d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____. (See 37 CFR 1.116 and 41.33(a)).

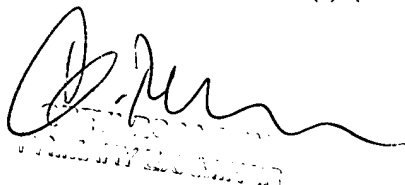
4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
5. ☐ Applicant's reply has overcome the following rejection(s): _____.
6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
7. ☒ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
The status of the claim(s) is (or will be) as follows:
Claim(s) allowed: _____.
Claim(s) objected to: 54, 67, 79 and 93.
Claim(s) rejected: 50-53, 55-66, 68-78, 80-92, and 94-103.
Claim(s) withdrawn from consideration: _____.

AFFIDAVIT OR OTHER EVIDENCE

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing of a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
See Continuation Sheet.
12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s). _____.
13. ☐ Other: _____.



Harold E. Dodds, Jr.
Harold E. Dodds, Jr.
Patent Examiner
11/24/05

Continuation of 11. does NOT place the application in condition for allowance because: Hunter anticipates independent claim 98. Hunter teaches "retrieving a plurality of patent documents from a first database" at col. 30, lines 19-20, col. 1, lines 16-20, and col. 5, lines 41-49, "each of said plurality of patent documents disclosing at least one invention" at col. 1, lines 16-20 and col. 29, lines 59-61, "reviewing each of said plurality of patent documents" at col. 17, lines 50-52 and col. 1, lines 16-20, "so as to determine for each of said plurality of patent documents" at col. 13, lines 28-30 and col. 1, lines 16-20, "a problem solved by said at least one invention corresponding to that one of said plurality of patent documents" at col. 15, lines 34-40, col. 19, lines 59-61, col. 16, lines 17-21, and col. 1, lines 16-20, "preparing a problem solved statement for each said problem solved" at col. 8, lines 35-37, col. 15, lines 37-40, and col. 13, lines 21-25, "and entering each said problem solved statement into a second database" at col. 4, lines 17-20, col. 13, lines 21-25, and col. 5, lines 41-49, and "so that each said problem solved statement corresponds to a respective one of said plurality of patent documents" at col. 13, lines 21-25, col. 16, lines 17-21, and col. 1, lines 16-20. Hunter anticipates independent claim 101. Hunter teaches "first set of computer-executable instructions for presenting a user" at col. 7, lines 60-64, col. 18, lines 16-18, and col. 22, lines 4-6, "with a plurality of front page data input fields" at col. 12, lines 22-23, col. 29, lines 44-45, and col. 18, lines 10-12, "and labeling said plurality of front page data input fields" at col. 24, lines 50-53, col. 12, lines 22-23, col. 29, lines 44-45, and col. 18, lines 10-12, "with a plurality of first indicia that indicates that said plurality of front page data input fields" is taught by Hunter at col. 6, lines 58-59, col. 12, lines 22-23, col. 29, lines 44-45, and col. 18, lines 10-12, the "are for receiving the front page data" at col. 3, lines 12-14 and col. 12, lines 22-23, "second set of computer-executable instructions for storing in a database" at col. 7, lines 60-64 and col. 5, lines 41-49, "front page data input into said plurality of front page data input fields" at col. 12, lines 22-23, col. 29, lines 44-45, and col. 18, lines 10-12, "third set of computer-executable instructions for presenting the user" at col. 7, lines 60-64, col. 18, lines 16-18, and col. 22, lines 4-6, "with a problem solved statement input field" at col. 15, lines 37-40, col. 13, lines 21-25, col. 29, lines 44-45, and col. 18, lines 10-12, "and labeling said problem solved statement input field with indicia that indicates that said problem solved statement input field" at col. 24, lines 50-53, col. 15, lines 37-40, col. 13, lines 21-25, col. 29, lines 44-45, col. 18, lines 10-12, and col. 6, lines 58-59, "is for receiving a problem solved statement" at col. 3, lines 12-14, col. 15, lines 37-40, and col. 13, lines 21-25, "extracted from a patent document of the group of patent documents" at col. 17, lines 50-52, col. 1, lines 16-20, and col. 25, lines 24-26, and "and a fourth set of computer-executable instructions for storing in said database said problem solved statement" at col. 7, lines 60-64, col. 5, lines 41-49, col. 15, lines 37-40, and col. 13, lines 21-25. Dunworth and Liddy render obvious independent claim 50. Dunworth teaches "developing a set of search arguments relating to one or more interests of a user" at col. 13, lines 32-34, col. 2, lines 54-58, and col. 9, lines 13-17, "developing a set of user-defined fields relating to said one or more interests" at col. 13, lines 32-34, col. 25, lines 21-24, and col. 9, lines 13-17, "said set of user-defined fields being distinct from said set of search arguments" at col. 25, lines 21-24, col. 25, lines 53-57, and col. 2, lines 54-58, "searching the first database using at least some of said set of search arguments" at col. 10, lines 44-51 and col. 2, lines 54-58, "so as to retrieve a plurality of retrieved documents from among the plurality of documents" at col. 17, lines 53-57, "reading each of said plurality of retrieved documents" at col. 13, lines 43-45 and col. 17, lines 53-57, "from each of said plurality of retrieved documents" at col. 17, lines 53-57, "a user-defined field value for at least one user-defined field of said set of user-defined fields" at col. 25, lines 21-24 and col. 19, lines 61-63, "so as to obtain a plurality of user-defined field values" at col. 13, lines 43-45, col. 25, lines 21-24, and col. 19, lines 61-63. "entering said plurality of user-defined value..." at col. 24, lines 20-24, "into a second database" at col. 10, lines 44-51, "and entering the ones of the plurality of search field values" at col. 5, lines 22-24, col. 18, lines 63-65, and col. 19, lines 61-63, and "corresponding to said plurality of retrieved documents into said second database" at col. 17, lines 53-57 and col. 10, lines 44-51 and Liddy teaches "so as to extract" at col. 1, lines 16-21 and "extracted" at col. 1, lines 16-21. Dunworth and Liddy render obvious independent claims 63, 75, and 87. Dunworth teaches "receiving a set of search arguments relating to one or more interests of a user" at col. 13, lines 43-45, col. 2, lines 54-58, and col. 9, lines 13-17, "receiving a set of user-defined fields relating to said one or more interests" at col. 13, lines 43-45, col. 25, lines 21-24, and col. 9, lines 13-17, "said set of user-defined fields being distinct from said set of search arguments" at col. 25, lines 21-24, col. 25, lines 53-57, and col. 2, lines 54-58, "searching the first database using at least some of said set of search arguments" at col. 10, lines 44-51 and col. 2, lines 54-58, "so as to retrieve a plurality of retrieved documents from the plurality of documents" at col. 17, lines 53-57, "receiving, for each of said plurality of retrieved documents" at col. 13, lines 43-45 and col. 17, lines 53-57, "user-defined field value for at least one user-defined field of said set of user-defined fields" at col. 25, lines 21-24 and col. 19, lines 61-63, "so as to receive a plurality of user-defined field values" at col. 13, lines 43-45, col. 25, lines 21-24, and col. 19, lines 61-63, "said plurality of user-defined field values" at col. 25, lines 21-24 and col. 19, lines 61-63, "from said plurality of retrieved documents" at col. 17, lines 53-57, "entering said plurality of user-defined values received" at col. 24, lines 20-24 and col. 13, lines 43-45, "into a second database" at col. 10, lines 44-51, "entering the plurality of search field values" at col. 5, lines 22-24 and col. 18, lines 63-65, and "into said second database" at col. 10, lines 44-51 and Liddy teaches "having been extracted" is taught by Liddy at col. 1, lines 16-21..